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Simon Cavenett
1060 Knoll Terrace
Roswell, GA 30075

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JUL 26 2002

OFFICE OF PETITIONS

In re Application of
Hamilton et al.
Application No. 10/066,156
Filed: 1 February, 2002
For: TRANSACTION BASED PACKET SWITCHED DATA SERVICE ON A WIRELESS NETWORK

Dear Mr. Cavenett:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Douglas I. Wood at 703/308-6918. Requests for information regarding your application should be directed to the File Information Unit at 703/308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at 703/308-9726 or 1-800-972-6382 (outside the Washington D.C. area).

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

KENNETH F. KOZIK
Fish & Richardson P.C.
225 Franklin Street
Boston MA 02110-2804

The application is being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries related to this decision should be directed to the undersigned at 703-308-6918.



Douglas I. Wood
Senior Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy



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Paper No. 6

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OFFICE OF PETITIONS

In re Application of :
Hamilton & Cavenett :
Application No. 10/066,156 : DECISION ACCORDING STATUS
Filed: 1 February, 2002 : UNDER 37 CFR 1.47(a)
Attorney Docket No. 13816-003001 :

This is in response to the petition filed under 37 CFR 1.47(a) on 7 May, 2002.

The petition is **GRANTED**.

Petitioners have shown that the non-signing inventor, Simon Cavenett, has refused to join in the filing of the above-identified application after having been sent a copy of the application papers. Specifically, the petitioners have established, that a copy of the above-identified application was sent via Federal Express to the non-signing inventor's last known address. An additional letter was sent to the non-signing inventor including a copy of the declaration, which the inventor was asked to sign. In response, the non-signing inventor sent a letter demanding compensation for signing the declaration. As such, petitioners have shown that the non-signing inventor has refused to sign the declaration naming him as a joint inventor along with Thomas E. Hamilton.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the declaration. Notice of the filing of this application will also be published in the Official Gazette.